

received by the Commissioners appointed by the above recited act, so as to authorise the said company to erect their toll-gates; then and in that case the said sum of two thousand dollars shall be paid over to the commissioners of said road, or to some person specially appointed as an agent for the State, and by them or him to be paid to the different stockholders in proportion to the stock each may hold.

#### CHAPTER XXVI.

An act to amend an act, passed in the year one thousand eight hundred and twenty, entitled "An act to amend an act, entitled 'An act laying duties on sales at auction of merchandise.'"

In case of removal or death of commissioners to appoint other auctioneers

*Be it enacted by the General Assembly of the State of North Carolina, and it is hereby enacted by the authority of the same,* That whenever any auctioneer for the towns of Wilmington and Newbern shall die, remove from said towns, or resign his appointment as auctioneer, it shall be lawful for the commissioners of said town to supply any vacancy, occurring as aforesaid, by a new appointment, which shall continue in force until the next annual appointment of auctioneers.

Auctioneers so appointed, to give the usual bond.

II. *And be it further enacted,* That it shall be the duty of the commissioners to take from the auctioneer so appointed, the usual bond, and to return the same to the Court of Pleas and Quarter Sessions which shall be held next after such appointment for the counties of New-Hanover and Craven.

When to take effect.

III. *And be it further enacted,* That this act shall be in force from and after its passage.

#### CHAPTER XXVII.

An act to amend an act, passed in the year one thousand eight hundred and twenty-six, entitled "An act prescribing the mode of surveying and selling the lands lately acquired from the Cherokee Indians."

Treasurer directed to pay surveyor, chain-bearers, &c.

*Be it enacted by the General Assembly of the State of North Carolina, and it is hereby enacted by the authority of the same,* That the Treasurer be, and he is hereby directed to pay to the surveyor, chain bearers, and other persons employed in surveying the Cherokee lands, the sums respectively due to them, as certified by the commissioners appointed under the act of one thousand eight hundred and twenty-six, entitled "an act prescribing the mode of surveying and selling the lands lately acquired from the Cherokee Indians."

Repealing clause.

II. *Be it further enacted,* That so much of the above recited act, as directs the sale of the Cherokee lands at Waynesville, in Haywood county, be, and the same is hereby repealed.

#### CHAPTER XXVIII.

An act to alter an act, entitled "an act to amend the fourth section of an act, passed in the year one thousand eight hundred and four, fixing the time for paying purchase money into the Treasury, on entries of land."

Preamble.

WHEREAS certain inconveniencies at this time exist in relation to the payment into the Treasury of purchase money for vacant lands;

*Be it enacted by the General Assembly of the State of North-*